



**Tennessee Department of Environment and Conservation**  
**Division of Water Resources**  
**Mining Section**  
**3711 Middlebrook Pike**  
**Knoxville, Tennessee 37921-6538**  
**PHONE (865) 594-6035 FAX (865) 594-6105**

**Public Participation Opportunities**

**Public Notice M2014-9**

**May 2, 2014**

**Last Day to Submit Comments: June 3, 2014**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

The Division has made the determination that the following NPDES permit applications are complete as required by *Rule 0400-40-03-.06(1)(c)*.

**Individual NPDES Permits**

***Non-Coal Proposed Issuance***

Applicant	<b>EP Minerals LLC</b>
Facility	<b>Mine 7</b>
NPDES Permit Number	<b>TN0069841</b>
County	Hardeman
Street Address	220 Highway 125 South
City	Middleton
Zip	38052
Description of Activity	Montmorillonite clay mining
Receiving Stream	Cane Creek (in Mississippi)
Effluent Description	Treated storm water (wastewater treated in Mississippi)
Facility Latitude	35°59'45"
Facility Longitude	88°54'28"
Permit Writer	KBG

***Non-Coal Proposed Reissuances***

Applicant	<b>M &amp; M Gravel LLC</b>
Facility	<b>Sulfur Creek Road Mine</b>
NPDES Permit Number	<b>TN0070947</b>
County	Anderson
Street Address	1125 Sulfur Creek Road
City	Big Sandy
Zip	38221
Description of Activity	Construction sand and gravel mining with processing
Receiving Stream	Jones Branch
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°13'09"
Facility Longitude	88°04'48"
Permit Writer	MES

Applicant	<b>Rogers Group Inc.</b>
Facility	<b>Hillsdale Quarry</b>
NPDES Permit Number	<b>TN0072371</b>
County	Macon
Street Address	Carter Branch Road
City	Dixon Springs
Zip	37202
Description of Activity	Limestone quarry with processing
Receiving Stream	Goose Creek
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°26'20"
Facility Longitude	86°04'38"
Permit Writer	DKC

Applicant	<b>Rogers Group Inc.</b>
Facility	<b>LaFollette Quarry</b>
NPDES Permit Number	<b>TN0029262</b>
County	Campbell
Street Address	504 Towe String Road
City	Jacksboro
Zip	37757
Description of Activity	Limestone quarry with processing and asphalt production
Receiving Streams	Cuckle Creek and Big Creek embayment of Norris Reservoir
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°20'30"
Facility Longitude	84°09'15"
Permit Writer	DKC

Applicant	<b>Signal Mountain Cement Company dba Buzzi Unicem USA</b>
Facility	<b>Area 1 - Clayfield</b>
NPDES Permit Number	<b>TN0066460</b>
County	Hamilton
Street Address	Hudson Road
City	Chattanooga
Zip	37405
Description of Activity	Kaolin clay mining
Receiving Stream	Unnamed tributary to Tennessee River at mile 456.7
Effluent Description	Treated wastewater and storm water
Facility Latitude	35°04'13.3 "
Facility Longitude	85°20'14.6"
Permit Writer	KBG

### **How to Comment:**

The Tennessee Department of Environment and Conservation (TDEC) is requesting public comment on these permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on these proposed actions may submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-6105 or by e-mail [Gary.Mullins@tn.gov](mailto:Gary.Mullins@tn.gov). The Division must receive your comments before the close of the comment period (see page 1).

### **How to Request a Public Hearing:**

Interested persons may request in writing that the Director of the Division of Water Resources hold a public hearing on any application. The Division must receive your request before the close of the comment period. You must indicate the interest of the party filing it and the reasons for the hearing. When there is significant public interest for a hearing, the Division will hold a hearing in accordance with *Rule 0400-40-05-.06 (12)*. A separate public notice will announce the public hearing.

### **How the Department Will Proceed:**

The Director of the Division of Water Resources will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of Federal and State acts and regulations.

### **To Obtain Permit Details:**

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's decisions. Copies of the applications, draft permits, and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email [Kara.Blevins@tn.gov](mailto:Kara.Blevins@tn.gov) or call (865) 594-5460 to schedule an appointment for the review.

#### Permit Writers

DKC	Dennis Conger	865-594-5555	<a href="mailto:Dennis.Conger@tn.gov">Dennis.Conger@tn.gov</a>
KBG	Kristen Gettelfinger	865-594-5545	<a href="mailto:Kristen.Gettelfinger@tn.gov">Kristen.Gettelfinger@tn.gov</a>
MES	Michael Swanger	865-594-5585	<a href="mailto:Michael.Swanger@tn.gov">Michael.Swanger@tn.gov</a>

### **State of Tennessee Antidegradation Policy**

Tennessee's Antidegradation Statement is in *Rule 0400-40-03-.06* of the Tennessee Department of Environment and Conservation. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Board of Water Quality, Oil and Gas designate these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters (ETWs) and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non-Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

### **State of Tennessee Policy of Non-Discrimination**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. You may direct any Equal Employment Opportunity/Affirmative Action inquiries or complaints to the EEO/AA Coordinator, Office of General Counsel, William R. Snodgrass TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Direct any Americans with Disabilities Act (ADA) inquiries or complaints to the ADA Coordinator, Human Resources Division, William R. Snodgrass TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).